

1-20-04 Image RCE 1623

DOCKET NO.: ISIS-4288

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

Yogesh S. Sanghvi, et al.

Confirmation No.: 1111

Application No.: 09/438,989

Group Art Unit: 1623

Filing Date: November 12, 1999

Examiner: Howard V. Owens, Jr.

For: GAPPED OLIGOMERS HAVING SITE SPECIFIC CHIRAL  
PHOSPHOROTHIOATE INTERNUCLEOSIDE LINKAGES

EXPRESS MAIL LABEL NO: EL969191281US  
DATE OF DEPOSIT: January 16, 2004

EL969191281US

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☐ ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL PURSUANT  
TO 37 CFR § 1.114

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the  
above-identified application.

1. Submission required under 37 CFR § 1.114

- ☐ Previously submitted
- ☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously  
filed on . (Any unentered amendment(s) referred to above will  
be entered).
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously  
filed on
- ☐ Other:

01/21/2004 HDEMESS1 00000036 09438989  
01 FC:1801 770.00 OP  
01/21/2004 HDEMESS1 00000036 09438989  
02 FC:1251 110.00 OP

- ☒ Enclosed
- ☒ Amendment/Reply under 37 CFR § 1.116
- ☐ Affidavit(s)/Declaration(s)
- ☐ Information Disclosure Statement (IDS)
- ☐ Other:

## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR § 1.17(i) required)

## FEE CALCULATION:

				SMALL ENTITY		NOT SMALL ENTITY	
<input checked="" type="checkbox"/> RCE BASIC FILING FEE				\$385.00	\$	\$770.00	\$770.00
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	11	(20 MINIMUM) 44	0	\$9 EACH	\$	\$18 EACH	\$0
INDEP. CLAIMS	1	(3 MINIMUM) 3	0	\$43 EACH	\$	\$86 EACH	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$145	\$	\$290	\$
<input checked="" type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$110.00
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$210	\$	\$420	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$475	\$	\$950	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$740	\$	\$1480	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief)				\$1005	\$	\$2010	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$ )	minus	(\$ )
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$
TOTAL FEE DUE					\$		\$880.00

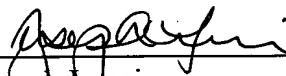
- ☒ A check in the amount of **\$880.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge Deposit Account No. 23-3050 in the amount of \$ \_\_\_\_\_.00. This sheet is attached in duplicate.
- ☒ A response to the Final Rejection dated September 10, 2003 was due on December 10, 2003, and was filed via Express Mail on **November 10, 2003**. Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for

response from December 10, 2003 to and through January 16, 2004 (Advisory Action mailed **December 16, 2003**) comprising an extension of the shortened statutory period of one (1) month(s).

- ☐ A Notice of Appeal was filed . An Appeal Brief is due on . Applicants are filing this Request for Continued Examination in lieu of this Appeal Brief. Petition is hereby made to extend the time period from to and through comprising an extension of the shortened statutory period of month(s).
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- ☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: January 16, 2004

  
\_\_\_\_\_  
Joseph Lucci  
Registration No. 33,307

Joseph D. Rossi  
Registration No. 47,038  
Attorneys for Applicant

Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439